

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

HERMON-TAYLOR et al Atty. Ref.: 117-319; Confirmation No. 1704

Appl. No. 09/646,568 TC/A.U. 1645

Filed: November 9, 2000 Examiner: Minnifield

For: DIAGNOSTICS AND VACCINES FOR MYCOBACTERIAL INFECTIONS OF
ANIMALS AND HUMANS

* * * * *

September 15, 2010

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE

Responsive to the Notice to Comply attached to the Communication dated August 19, 2010, the applicants submit that application is complete with regard to the Sequence Listing on file and contained in the PTO IFW. Nothing further is required with regard to the Sequence Listing and consideration of the following in this regard is requested.

The present application is a U.S. national phase of International Application No. PCT/GB99/00849.

The PTO IFW incorrectly identifies the specification and claims of International Application No. PCT/GB96/03221 as the specification and claim of the present application. The pages identified in the PTO IFW as the specification and claims of the

HERMON-TAYLOR et al
Appl. No. 09/646,568
Attny. Ref.: 117-319
Response
September 15, 2010

present application do not contain the Patent Office imprint of the Serial No. and filing date as is contained on the below reproduction of the claims of the present application.

The publication of International Application No. PCT/GB96/03221 (i.e., WO 97/23624) was cited in the International Preliminary Examination Report dated June 8, 2000 and contained in the PTO IFW. The U.S. national phase of International Application No. PCT/GB96/03221 has been assigned U.S. Serial No. 09/705,911, and has issued as U.S. Patent No. 6,156,322. A copy of the claims of U.S. Serial No. 09/705,911 were filed on July 12, 2001 in the above application with a cover titled SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT.

The present application was filed with claims numbered 1-49, which were amended in a Preliminary Amendment filed September 20, 2000. Specifically, the claims were amended, without prejudice, to reduce the claims fees, by canceling claims 3, 4, 8, 9, 13, 20, 23, 24, 27, 29, 30, 39, 41, 48 and 49. The dependencies of various other claims were amended to reduce the claims fees.

The following is a listing of the originally-filed claims 1-49, as obtained from the PTO IFW: